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Customer Number

Patent  
Case No.: 53750US002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: JACOBS, GREGORY F.

Application No.: 10/039654 Group Art Unit: 3671

Filed: December 31, 2001 Examiner: Hartmann, Gary S.

Title: MATRIX ELEMENT MAGNETIC PAVEMENT MARKER AND METHOD OF  
MAKING SAMESUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION

To Fax No.: 703-872-9306  
I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent  
and Trademark Office on:

28 Sept. 2004

Signed by: Amber Nicholson

Dear Sir:

Pursuant to 37 CFR §§ 1.56, 1.97, and 1.98, enclosed is a completed Form PTO-1449, citing references submitted for consideration by the Examiner.

Copies of any cited foreign patents, foreign publications, non-patent literature documents; and any pending U.S. applications filed before June 30, 2003, are enclosed. Copies of any pending U.S. applications filed after June 30, 2003 that can be accessed on the USPTO's IFW system are not enclosed as per USPTO Waiver dated September 21, 2004. Copies of any U.S. patents and published U.S. patent applications are not enclosed.

PCT Publication WO96/16231 is being listed on this 1449 due to the fact that applicant previously cited WO96/15231 in error. This was a typographical error on the previous 1449 and thus a complete copy of WO96/16231 is not being resent.

It is respectfully requested that the Examiner initial and return the enclosed Form PTO-1449 to indicate that each reference has been considered.

Application No.: 10/039654Case No.: 53750US002

This Information Disclosure Statement is being mailed after receipt of a first Office Action on the merits, but prior to the mailing of a Notice of Allowance under 37 CFR § 1.311. Please charge the fee for consideration of an Information Disclosure Statement set forth in 37 CFR § 1.17(p) to Deposit Account No. 13-3723, and if necessary, please charge any additional fees, or credit any overpayment to Deposit Account No. 13-3723. One copy of this sheet marked duplicate is also enclosed.

Respectfully submitted,

9-28-04  
Date

By:   
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Office of Intellectual Property Counsel  
3M Innovative Properties Company  
Facsimile No.: 651-736-3833

Substitute for form 1449A/PTO (modified)		Application Number	10/039654
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		Filing Date	December 31, 2001
(Use as many sheets as necessary)		First Named Inventor	Jacobs, Gregory F.
Page 1 of 1		Art Unit	3671
		Examiner Name	Hartmann, Gary S.
		Attorney Case Number	53750US002

U.S. Patent Documents					
Exam. Init.*	Cite No.	Document Number	Publication Date or Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Doc. Number-(Kind Code if Known)			
	A1	US- 5873972	02-23-1999	Barnett	
	A2	US- 5835271	11-10-1998	Stump et al.	
	A3	US- 5242242	09-07-1993	Young	
	A4	US- 4069787	01-24-1978	Wyckoff	
	A5	US- 3879148	04-22-1975	Eigenmann	
	A6	US-			
	A7	US-			
	A8	US-			
	A9	US-			
	A10	US-			
	A11	US-			

Foreign Patent Documents							
Exam. Init.*	Cite No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation (Check if yes)
		Ctry. Code	Number-KindCode (if known)				
	B1	WO	96/16231	30.05.1996			
	B2						
	B3						
	B4						
	B5						
	B6						
	B7						

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS					
Exam. Init.*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			
	C1				
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*Examiner:	Date Considered:
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	